

House Bill 491

By: Representatives Williams of the 178<sup>th</sup>, Smith of the 70<sup>th</sup>, Keen of the 179<sup>th</sup>, Morris of the 155<sup>th</sup>, Burkhalter of the 50<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 12-8-39 of the Official Code of Georgia Annotated, relating to fees and surcharges relative to solid waste disposal facilities, so as to increase a surcharge; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 12-8-39 of the Official Code of Georgia Annotated, relating to fees and surcharges relative to solid waste disposal facilities, is amended by revising subsection (e) as follows:

"(e) ~~After July 1, 1992, owners or operators of any solid waste disposal facility other than an inert waste landfill as defined in regulations promulgated by the board or a private industry solid waste disposal facility shall assess and collect on behalf of the division from each disposer of waste a surcharge of 50¢ per ton of solid waste disposed. From July 1, 2003, through June 30, 2008, said surcharge shall be 65¢ per ton of solid waste disposed. After July 1, 2008, said surcharge shall be~~ and until July 1, 2009, owners or operators of any solid waste disposal facility other than an inert waste landfill as defined in regulations promulgated by the board or a private industry solid waste disposal facility shall assess and collect on behalf of the division from each disposer of waste a surcharge of 75¢ per ton of solid waste disposed; on and after July 1, 2009, said surcharge shall be \$2.25 per ton. Two percent of said surcharges collected may be retained by the owner or operator of any solid waste disposal facility collecting said surcharge to pay for costs associated with collecting said surcharge. ~~Surcharges assessed and collected on behalf of the division shall be paid to the division on July 1, 1993, for the period July 1, 1992, through December 31, 1992.~~ All subsequent payments shall be due on the first day of July of each year for the preceding calendar year."

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**SECTION 2.**

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All laws and parts of laws in conflict with this Act are repealed.